UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA LYNCHBURG DIVISION

SYLVIA LEEDS)
Plaintiff)
v.) Civil Action No. 6:09CV00061
JOHN DOE ONE et al.,)
,)
Defendants.)

NOTICE OF APPEARANCE

TO THE CLERK OF THIS COURT AND ALL PARTIES OF RECORD:

Please enter the appearance of Kevin J. O'Brien as co-counsel in this case for Pendum LLC. I certify that I am admitted to practice in this Court. This appearance is in addition to counsel of record Kimberly R. Hillman, also of McGuireWoods LLP.

Dated: December 10, 2009

Respectfully submitted,

/s/ rien_VSR # 788

Kevin J. O'Brien, VSB # 78886 McGuireWoods LLP One James Center 901 East Cary Street Richmond, Virginia 23219-4030

Phone: (804) 775-1368 Fax: (804) 698-2161

Email: kobrien@mcguirewoods.com Attorney for Defendant Pendum LLC

CERTIFICATE OF SERVICE

I hereby certify that on this 10th day of December, 2009, I will electronically file the foregoing with the Clerk of the Court using the CM/ECF system, which will then send a notification of such filing (NEF) to the following:

C. Kailani Memmer (VSB No. 34673) Guynn, Memmer & Dillon, P.C. 415 South College Avenue Salem, Virginia 24153 Telephone: (540) 387-2320

Fax: (540) 389-2350

Email: kai.memmer@gmdlawfirm.com *Counsel for Defendant The Kroger Co.*

I hereby further certify that on this 10th day of December, 2009, a copy of the foregoing was sent via U.S. Mail, postage prepaid, to the following:

Burton L. Albert, Esquire 3800 Electric Road, Suite 306 Roanoke, Virginia 24018 Telephone: (540) 776-8600

Fax: (540) 776-2800 Counsel for the Plaintiff

/s/

Kevin J. O'Brien, VSB # 78886 McGuireWoods LLP One James Center 901 East Cary Street Richmond, Virginia 23219-4030

Phone: (804) 775-1368 Fax: (804) 698-2161

Email: kobrien@mcguirewoods.com Counsel for Defendant Pendum LLC

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